IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

APPEAL NO.308 OF 2002

IN

CONTEMPT PETITION NO.73 OF 1998

IN

NOTICE OF MOTION NO.944 OF 1988

IN

SUIT NO.721 OF 1988

1.Satinderpal Singh Anand & others. ... Appellants

vs.

1.Sharanpal Balmukund Chopra & others ... Respondents

Mr.O.J.Menezes with I.S.Meckwan, for Appellants.

Mr.H.J.Thakkar, Sr. Counsel with Ms.Gita Shastri, for Respondent no.1.

None for respondent nos.2 and 3.

CORAM: D. K. DESHMUKH &

J. H. BHATIA, JJ.

DATED: 22nd October,2007

P.C.:-

1. This appeal is preferred against the order passed by the learned Single Judge of this Court dismissing the contempt petition filed by the appellants. In view of the judgment of the Supreme Court in the case “Midnapore Peoples' Co-op. Bank Ltd. And others Vs. Chunilal Nanda and others, (2006) 5 Supreme Court Cases 399”, the law is settled that under Section 19 of the Contempt of Courts Act, appeal does not lie against the order whereby the Court dismisses the contempt petition. The petition is, therefore, not maintainable, and disposed of as such.

(D.K.Deshmukh, J.)

(J.H.Bhatia, J.)